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10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA

12	LOLITA WILEY, individually and on behalf)	No. 3:09-cv-02379-LAB(BLM)
13	of all others similarly situated,)	NOTICE OF DISMISSAL
14	Plaintiff,)	
15	v.)	
16	GERBER PRODUCTS COMPANY,)	
17	Defendant.)	
18	_____)	

19 **TO THE COURT, ALL PARTIES AND ATTORNEYS ON RECORD:**

20 **NOTICE IS HERBY GIVEN** that plaintiff Lolita Wiley voluntarily dismisses with
21 prejudice the above-captioned action in its entirety, and does so pursuant to Fed. R. Civ. P.
22 41(a)(1), no responsive pleading or motion for summary judgment having been filed in the
23 matter.

1 DATED: January 26, 2010

RESPECTFULLY SUBMITTED,

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5 _____/s/Jay M. Wolman

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CERTIFICATE OF SERVICE

I, Jay M. Wolman, counsel for Plaintiff Lolita Wiley, hereby certify that a true copy of the foregoing document was served upon all parties via the Court's Electronic Case Filing system, except for those parties who are not users of said system as set forth in the Notice of Electronic Filing, who were served via first-class mail, postage pre-paid, this 26th day of January 2010.

/s/Jay M. Wolman

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